

PATENT



Attorney's Docket No. 39641/MI/ga

**COMBINED DECLARATION AND POWER OF ATTORNEY  
(ORIGINAL, DESIGN, NATIONAL STAGE OF PCT, SUPPLEMENTAL, DIVISIONAL,  
CONTINUATION OR CIP)**

As a below named inventor, I hereby declare that:

**TYPE OF DECLARATION**

This declaration is of the following type: (*check one applicable item below*)

original  
 design

*NOTE: if the declaration is for an International Application being filed as a divisional, continuation or continuation-in-part application do not check any of next two items and check appropriate one of at last three items.*

national stage of PCT  
 supplemental

*NOTE: If one of the following 3 items apply then complete and also attach ADDED PAGES FOR DIVISIONAL, CONTINUATION OR CIP*

divisional  
 continuation  
 continuation-in-part

**INVENTORSHIP IDENTIFICATION**

*WARNING: If the inventors are each not the inventors of all the claims an explanation of the facts, including the ownership of all the claims at the time the last claimed invention was made, should be submitted)*

My residence, post office address and citizenship are as stated below next to my name, I believe I am the original, first and sole inventor (*if only one name is listed below*) or an original, first and joint inventor (*if plural names are listed below*) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**TITLE OF INVENTION**

**APPARATUS FOR MAKING A FRACTURE CUT BETWEEN THE CUP AND THE**

**SAFETY RING IN PLASTIC CAPS**

**SPECIFICATION IDENTIFICATION**

the specification of which: (*complete (a), (b) or (c)*)

(a)  is attached hereto.  
(b)  was filed on December 27, 2004 as  Serial No. 10/519,233  
or  Express Mail No. , as Serial No. not yet known \_\_\_\_\_  
and was amended on \_\_\_\_\_ (*if applicable*).

*NOTE: Amendments filed after the original papers are deposited with the PTO which contain new matter are not accorded a filing date by being referred to in the declaration. Accordingly, the amendments involved are those filed with the application papers or, in the case of a supplemental declaration, are those amendments claiming matter or encompassed in the statement of invention or claims. See 37 CFR 1.67.*

(c)  was described and claimed in PCT International Application No. PCT/IB03/03053 filed on June 30, 2003 and as amended under PCT Article 19 on \_\_\_\_\_ (*if any*).

#### **ACKNOWLEDGEMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR**

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability of this application in accordance with Title 37, Code of Federal Regulations § 1.56.

In compliance with this duty there is attached an information disclosure statement 37 CFR 1.97.

#### **PRIORITY CLAIM**

I hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed.

(complete (d) or (e))

(d)  no such applications have been filed.  
(e)  such applications have been filed as follows.

*NOTE: Where item (c) is entered above and the International Application which designated the U.S. claimed priority check item (e), enter the details below and make the priority claim.*

#### **EARLIEST FOREIGN APPLICATION(S), IF ANY FILED WITHIN 12 MONTHS (6 MONTHS FOR DESIGN) PRIOR TO THIS U.S. APPLICATION**

COUNTRY	APPLICATION NUMBER	DATE OF FILING (month, day, year)	PRIORITY CLAIMED UNDER 37 USC 119
ITALY	BO2002A000422	JULY 2, 2002	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
WIPO	PCT/IB03/03053	JUNE 30, 2003	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
			<input type="checkbox"/> YES <input type="checkbox"/> NO
			<input type="checkbox"/> YES <input type="checkbox"/> NO
			<input type="checkbox"/> YES <input type="checkbox"/> NO

#### **ALL FOREIGN APPLICATION(S), IF ANY FILED MORE THAN 12 MONTHS (6 MONTHS FOR DESIGN) PRIOR TO THIS U.S. APPLICATION**

## POWER OF ATTORNEY

As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. (List name and Registration number)

Albert JOSIF (Reg. No. 22,917)  
Daniel J. O'BYRNE (Reg. No. 36,625)

### SEND CORRESPONDENCE TO:

MODIANO & ASSOCIATI  
Via Meravigli, 16  
20123 MILANO – ITALY  
EUROPE

### DIRECT TELEPHONE CALLS TO: (Name and telephone number)

MODIANO & ASSOCIATI  
(+39) (02) 85.90.77.77

## DECLARATION

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true: and further that these statements were made with the knowledge that wilful false statements and the like so made are punishable by fine or imprisonment, or both under Section 1001 of Title 18 of the United States Code and that such wilful false statements may jeopardize the validity of any patent issued thereon.

### SIGNATURE(S)

Full name of sole or first inventor: Danilo ALBONETTI

Inventor's signature:



Date : August 28, 2008 Country of Citizenship: ITALY

Residence: SASSO MORELLI - ITALY

Post Office Address: Via Giardino, 11/B – 40020 SASSO MORELLI - ITALY

Full name of second or joint inventor, if any:

Inventor's signature:

Date : \_\_\_\_\_ Country of Citizenship: \_\_\_\_\_

Residence: \_\_\_\_\_

Post Office Address: \_\_\_\_\_

Full name of third or joint inventor, if any:

Inventor's signature:

Date : \_\_\_\_\_ Country of Citizenship: \_\_\_\_\_

Residence: \_\_\_\_\_

Post Office Address: \_\_\_\_\_

*CHECK PROPER BOX(ES) IF ANY OF THE FOLLOWING ADDED PAGE(S) FORM A PART OF THIS DECLARATION*

Signature for third and subsequent joint inventors. Number of pages added \_\_\_\_\_.

Signature by administrator(trix), executor(trix) or legal representative for deceased or incapacitated inventor. Number of pages added \_\_\_\_\_.

Signature for inventor who refuses to sign or cannot be reached by person authorized under 37 CFR 1.47. Number of pages added \_\_\_\_\_.

\* \* \*

Added pages to combined declaration and power of attorney for divisional, continuation, or continuation-in-part (CIP) application.

Number of pages added \_\_\_\_\_.

\* \* \*

If no further pages form a part of this Declaration then end this Declaration with this page and check the following item.

This declaration ends with this page.